

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE, WSBA No. 32245
Associate General Counsel
Office of Program Litigation, Office 7
Social Security Administration
MARCELO ILLARMO (MABN 670079)
Special Assistant United States Attorney
Office of the General Counsel
Social Security Administration
6401 Security Boulevard
Baltimore, Maryland 21235
Telephone: (510) 970-4822
E-Mail: Marcelo.Illarmo@ssa.gov
Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MARIBEL MARISELA PEREZ,)	Case No.: 1:23-cv-00438-GSA
)	
)	STIPULATION FOR VOLUNTARY
)	REMAND PURSUANT TO SENTENCE
)	FOUR OF 42 U.S.C. § 405(g)
Plaintiff,)	
)	
v.)	
KILOLO KIJAKAZI,)	
Acting Commissioner of Social Security)	
Defendant.)	

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision. The parties agree that no specific aspect of the Commissioner's final decision is affirmed.

On remand, the Commissioner will offer Plaintiff an opportunity for a hearing; further develop the record as necessary; and issue a new decision. The parties further request that the

Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

Respectfully submitted,

Dated: October 16, 2023

/s/ Josephine M. Gerrard *
(*as authorized via e-mail on 10/16/23)
JOSEPHINE M. GERRARD
Attorney for Plaintiff

Dated: October 16, 2023

PHILLIP A. TALBERT
United States Attorney

By: /s/ Marcelo Illarmo
MARCELO ILLARMO
Special Assistant United States Attorney

Attorneys for Defendant

ORDER

Pursuant to stipulation, the case is **remanded** to the Commissioner for further proceedings under sentence four of 42 U.S.C. § 405(g) consistent with the terms of the stipulation. Judgment **shall issue** for Plaintiff.

IT IS SO ORDERED.

Dated: October 17, 2023

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE